

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

FILED

JUN 02 2025

CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA

JEROME CLARKE,
THIRD PARTY PLAINTIFF,
CLASS PLAINTIFF(S),
ET AL.,

MDL NO. 2843

CASE NO. 18-MD-02843-VC

VS.

FACE BOOK, INC.,
ET AL.,
DEFENDANTS.

THIRD PARTY PLAINTIFF'S MEMORANDUM OF LAW
IN TRAVERSE TO PLAINTIFFS' OPPOSITION TO
COMPLAINT-REQUEST TO INTERVENE AS A THIRD-
PARTY PLAINTIFF

COMES NOW, JEROME CLARKE, THIRD PARTY PLAINTIFF
AND/OR INDIVIDUAL PLAINTIFF AND/OR PUTATIVE
PLAINTIFF AND FIVES HIS MEMORANDUM OF LAW IN
TRAVERSE TO PLAINTIFFS' OPPOSITION TO COMPLAINT-
REQUEST TO INTERVENE AS A THIRD PARTY PLAINTIFF
DATED 13TH DAY OF MAY, 2025, INDICATING THERE'S
NO STANDING ON THE PART OF INTERVENTION FOR
JEROME CLARKE, THIRD PARTY PLAINTIFF TO BECOME.

(1)

I. ARGUMENT IN SUPPORT OF MEMORANDUM

THIRD PARTY PLAINTIFF STATE THAT THE HEARSAY(S) ON DISCLOSURES THE DEFENDANTS FACEBOOK INC. ET AL, UPON APPROXIMATELY(S) FIVE TIMES BY ELECTRONICALLY ARRANGEMENTS TO PLAINTIFF'S CONSUMER-CUSTOMER PRIVACY INFORMATION TO ANY AND ALL THIRD PARTY VENDORS ENTITY.

WITHOUT PLAINTIFF CONSUMER-CUSTOMER PRIVACY CONSENT DURING PLAINTIFF RESIDENCE IN THE U.S. OF AMERICA PERIOD YEARS OF 2007 THROUGH 2022 TO 2025 TO DATE IN CONNECTION WITH PLAINTIFF'S CONSUMER-CUSTOMER PRIVACY INFORMATION FACEBOOK ACCOUNT/EMAILS: GONNIE 393 @ GMAIL. COM USER NAME MU'IDONN-JE/gonnice 393@yahoo.com USER NAME MU'IDONN-JE.

THIRD PARTY PLAINTIFF, JEROME CLARKE, CONTENTS THAT REPRESS INTENT HAS BEEN DEMONSTRATED BY A ALLEGED SPECIFIC PURSUED CONDUCT OF THE DEFENDANTS VIOLATION OF A CHALLENGED STATUTE IN TERMS OF THE FRAUDULENT ELECTRONICALLY ARRANGEMENT OF THE PLAINTIFF'S FACEBOOK ACCOUNTS

SEE: TITLE 48 U.S.C.A. SEC. 4029-4030(C).

[I]T APPEARS THAT CLASS COUNSEL EXPRESSES THAT SUBJECTIVELY THIRD PARTY PLAINTIFF IS ABSOLUTELY IS A REPRESENTED CLASS MEMBER.

AND OPPOSELY EXPRESSES THAT THE THIRD PARTY PLAINTIFF DID NOT FILE AN FORMAL CLAIM FORM - TO CLAIM BENEFITS UNDER THE SETTLEMENT AGREEMENT. AND CLASS COUNSEL NEVER ONCE EXPRESSES OBJECTIVELY TO THIRD PARTY PLAINTIFF SUBMITTED INCORPORATED CLAIM FORM TO SETTLEMENT ADMINISTRATOR SEE: THIRD PARTY COMPLAINT & INCORPORATED CLAIM (VZA) CLERK OF COURT IN A CONVEYAL MANNER.

(SAVE) THE THIRD PARTY PLAINTIFF'S STATUTORY U.S. OF AMERICA DUE PROCESS OF THE LAW LIBERTY INTEREST RIGHTS; WHERE TO THE CLASS COUNSEL NEVER ONCE GAVE ADEQUATE AND MEANINGFUL NOTICE TO THE THIRD PARTY PLAINTIFF OF THE COURT'S PRELIMINARY FINAL APPROVAL DEADLINES TO SUBMIT CLAIM FORMS; OPT-OUT DEADLINES; OBJECTION DEADLINES AND FOR ANY SUCH REASONS DEMAND PROPER BY THE COURT.

SEE: *WADE V. KIRKLAND*, 448 F.3d 667, 670 (9TH CIR. 1997); *COTTELL V. PAUL*, 755 F.2d 777, 780 (4TH CIR. 1985).

IN PERTINENT PARTS: "IN SOME CASES INVOLVE CLAIMS THAT ARE "INHERENTLY TRANSITORY." THE COURTS HAVE PERMITTED NAMED PLAINTIFFS TO CONTINUE TO REPRESENT THE CLASS EVEN AFTER THEIR CLAIMS WERE MOOT."

SEE: CONSTITUTIONAL AND STATUTORY PROVISION INVOLVED AMENDMENT XIV TO THE UNITED STATES CONSTITUTION.

SEE: *DEAN V. COUGHLIN*, 407 F.3d at 335; *ARRANFO V. WARD*, 103 F.3d at 639 IN PERTINENT PARTS: "EVEN IF FUTURE CLASS MEMBERS ARE NOT INCLUDED IN THE CLASS DEFINITION, THOSE INDIVIDUALS WILL BENEFIT FROM ANY RELIEF THAT IS GRANTED WHEN THEY BECOME CLASS MEMBERS."

SEE: *BREMELLER V. CLEVELAND PSYCHIATRIC INSTITUTE*, 898 F. Supp. 572, 579 (N.D. OHIO 1995).

SEE: *HOLLAND V. NEW JERSEY DEP'T OF CORRECTIONS*, 246 F.3D 267, (3D CIR. 2001) IN PERTINENT PART(S) "..." "[A] CASE IS NOT MOOT, EVEN IF THE [APPELLANT'S] PRIMARY INJURY IS RESOLVED, SO LONG AS THE [APPELLANT] CONTINUES TO SUFFER SOME HARM THAT A FAVORABLE COURT DECISION WOULD REMEDY." (CITATION OMITTED.)

THIRD PARTY LASTLY **CONTENDS** SEE: *SUNITOMO COPPER LITIGATION V. CREDIT LYONNAIS ROUSE, LTD.*, 262 F.3D 434, 139 (2D CIR. 2001) AND UNLIKE AN (INTERVENTION MOTION REQUEST PURSUANT TO F.R.C.P. (R. 24(B))); [A] F.R.C.P. (R. 23(C)) WOULD BE MORE UNFITTING IN THE COURT'S EXERCISING [I]TS DISCRETION TO DO SO IN THIS INTERMEDIATE PROCEEDINGS AND PLAINTIFF AS A THIRD PARTY REQUEST TO INTERVENE IN THE ACTION.

II. CONCLUSION

WHEREFORE THIRD PARTY PLAINTIFF FURTHER REQUEST THE COURT FOR INTERVENTION IN THE CASE INTERMEDIATE OR OTHERWISE.

RESPECTFULLY SUBMITTED

Jerome Clarke

THIS 23RD DAY of May, 2025

JEROME CLARKE

CERTIFICATED SERVICE

I, JEROME CLARKE, HEREBY CERTIFIES THAT I HAS
THE UNDERSIGNED SERVED A TRUE AND CORRECT COPY
OF THE WITHIN AND FOREGOING MEMORANDUM OF LAW,
PRIOR TO FILING THE SAME IN THE U.S. MAIL SYSTEM
WITH ADEQUATE AND SUFFICIENT STAMP POSTAGES
PROPERLY UPON:

RESPECTFULLY SUBMITTED ESQ. ATTORNEY AT LAW

Jerome Clarke MR. DEREK W. LOESER

JEROME CLARKE KELLER ROHRBACK L.L.P.

604# 94959

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Post Office Box 1658 ESQ, ATTORNEY AT LAW

ATLANTA, GEORGIA FACE BOOKS, INC.

30324

1650 ARCH STREET SUITE 2210

PHILADELPHIA, PENNSYLVANIA

19103

THIS 23RD DAY of May, 2025